G. R. S. 58]

Previous references.

280-12

File No. 4899/13

1913

Serial Nos.

(Mysore)

Later references.

371-13—861-3

GENERAL AND REVENUE SECRETARIAT.

Part B for Dec^r 14

SUBJECT.

Mysore

Rules under the Mysore Regulation of 1913.

---

(1) N^o. 1296 dt. 14.12.14 - To the Compiler of Mysore Gazette, notifies for gen^l. information the rules framed in exercise of the powers conferred on the Govt. by sections under 13, 35 & 45, of the Mysore Reg^n. No VI of 1913. Requests publication of the same in part-III of three successive issues of the Gazette, & that 500 out of 1000 copies of printed notifications may be sent to this office, the remaining 500 being sent-circular, Govt. Book Depot.

SK Srinivasa Rao
24/12/15

GPB—3,500—21-7-14

GENERAL AND REVENUE SECRETARIAT.

(Legis .)

NOTES.

Mur 489-13
No 14-B

File Heading

Rules under the Mysore Muzrai Regulation 1913

From

No. Dated Received

Diary No. Enclos. Spare Copies. Serial No.

Brief Abstract of Letter.

NOTES AND ORDERS.

PTO.

MWR 689-13

MWR. Regns-

Please note the provns under which sections Rules have to be passed & Consult MWR Deptt & have rules ready

2 Village Courts Regns -

Please note provns for Rules. As the ~~Act~~ Regns comes into force in January the rules shd be ready soon. The Bh Ct may be confidentially addressed at once.

Subd. Extract has been taken and separately subd: L 48 23/9/13

3. Motor Cars Regns -

I believe Rules are ready

Subd. Extract has been taken and separately subd: L 48

MWR 489-13

About Vill. Cls Regulation, the Dy Crs may be asked thro' Rev Crs & submit proposals about extending to selected places.

(The Position in life, attainments & Character of Patel, & lists of persons available as jurors with their description, shd be submitted in each case)

18/9/13

To.

The Asst Secretary,
Legislative Branch

Legve

Please open separate files for the rules under each Regn & submit.
To be treated as urgent

SPR 19/9

Recd 19/9

sub.
Extract taken and separately sent.
(68)
28/9/13

Form 323 '34

General and Revenue Secretariat. | Legis File No. 14 of 1913-14 | Mur 489-13

Serial No.

Submitted. Rules are required under sections 11, 13, 15 & 17 and general note, if necessary, under 18 (b).

May the file be sent unofficially to the Murrai Superintendent for putting up a set of draft rules under the said sections aforesaid as ordered by the Hon'ble Councillor. A copy of the Bill as finally passed by the Legislative Council is also put up.

(48)
25/9/13
25

R.O.J 10-13 / 25/9/13 2230

Forwarded to the Murrai Superintendent in Mysore unofficially in favour of putting up a set of draft rules under the Murrai Regn. The matter may kindly be treated as urgent.

By order
Sd/- ...
for Secy to Govt,
25/9/13

The manager will consult the existing Govt orders on the subject and let me see them early.

1657 / 25.3.14

25.9.13

NOTE—Contn. sheet.

GPB—65,911—27-9-12.

General and Revenue Secretariat. | Jmr File No. 48 of 1913.

Serial No.

Note.

The Muzrai Regulation provides for rules being framed under Sections 11, 13, 15, 17 and 35.

2. The Regulation deals with two classes of institutions viz., Muzrai Institutions as defin-ed under clause 1 of Section 2 and other religious and charitable institutions which are either not supported by a Government Inam or grant or under the sole management of Government. Section 11 would strictly refer only to the latter class of institutions as the Government have always exercised plenary powers regarding Muzrai institutions. The rules have however been framed for general applicability as it may sometimes be expedient to adopt the procedure even in the case of institutions - technically Muzrai.

3. Section 13 would appear to be applicable to the case of institutions not directly in the executive charge of Government Officers. The rules are, however, framed so as to include - even the case of Muzrai Institutions, the - - control and management of which have been handed over to the Dharmadarsis under Section 15 of the Regulation.

4. Two sets of rules have been framed under Section 15 of the Regulation, one being a - -

NOTE—Contn. sheet.

GPB—60,000—7-11-13

Serial No.

slight amplification of the existing rules - where the Dharamdarsis are proposed to be treat-ed as advisory bodies and the other applicable to cases where larger powers of management may be granted to these bodies. These rules have also been submitted to Govt. separately by the Nyaya Committee

5. No separate set of rules under Section 17 has been drafted as it is not quite clear what the scope of the Section is. If the Committee is merely to replace the Dharamdarsis no - - separate set of rules would appear to be necessary.

6. The rules under Section 35 deal with the procedure to be adopted in the compilation of a register of voters, and the holding of election etc.

C. Narasimmaiengar
Mysore Superintendent &
Under Secretary,
By Com

Bangalore.
25th March 1914).

Submitted

GPB—30,000—7-11-13

and Revenue Secretariat.

~~Legis~~ File No. 14 of 1913-14

Serial No.

Submitted

9/4/14

The rules may be issued in the admve Dept ie the Muzrai Branch

DJ Seel

I do not think this case is anything for the Legis Branch to do in this matter.

9/4/14

Dcm
16/4

Return to Muzrai Br

SJM 16/

& further action being taken

To the Muzrai Branch.

Mtc
6/4

Submitted
H.A. 17-4-14

Subd & 1st member

The rules relating to the Sharmedars have been referred to the Secretary for being brought up at Council.

See notes on the 200 tract Rules under S. 17 are not necessary at present. If, object is to provide for the Dept may

NOTE.—Contn sheet.

General and Revenue Secretariat.

Mug File No. 489 of 1913.

Serial No.

Committee is for consideration of such cases - necessary. But rules may be framed when he resolves to issue any notice in that connection.

Under 18 b, local Government Treasuries & Co-operative Banks or Co-operative Societies deposits may be withdrawn, for a period not exceeding one year, but this matter needs no immediate consideration.

After putting up for orders on this note is received from Mr. Mukherji, the file may be circulated once more and sent to Branch.

Dun 29/7

To Branch III.

Please see the 1st. member's remark against para 4 at p. 4 ante. The question

with main file No. 371 - 13 Dr. Dhanadasi Reddy

NOTE—Contn. sheet.

GPB—60 000—7 11 13

General and Revenue Secretariat

Mines File No. 489 of 1913-14

Serial No.

Subject is requested. The matter may be treated as immediate.

Submitted

The following Rules contain provisions for maintaining Registers on the part of private men and for furnishing returns.

(1) Rules under Secs: 21 & 37 of the Mysore Mines Regn, 1906 — Rules 14, 57, 70 (a), 98, 160, 162, 170-180, 181 & 183.

(2) Rules under secs: 8, 10 and 18 of the Mysore Mines Regn, 1906 — Rule 4

(3) Rules under the Mysore Factories Regn, 1892 — Rules 15, 16 & 22

(4) Rules under the Mysore Poisons Regn, 1910 — Rules 11, 12 and 13.

In none of these cases is there a provision in the Rules themselves for inflicting the punishment only on a conviction before a Magistrate. But Sec: 39 of the Mysore Mines Regn makes all offences under the Regn & all breaches of rules or bye-laws thereunder [illegible] cognizable by the 1st Magistrate or a Magistrate of the first or of the second class.

NOTE—Contn sheet.

GPB—60 000—7 11 15

General and Revenue Secretariat.

Mysore File No. 489 of 1913-14

Serial No.

~~Under~~ Sec: 7 of the Mysore Poisons Regulation also fixes the penalty upon a conviction. This probably means a conviction before a Magistrate and Sec: 15 of the Old Factories Regn (No IV of 1897) under which the Rules were issued and which corresponds to sec: 41 of the new Regn (No III of 1914) ~~speaks of~~ which prescribes the penalties speaks of a prosecution. But neither sec: 13 of the Mysore Regn nor any other Regn sec: of the Regn speaks of a prosecution. It is therefore doubtful if in the Rules under the Mysore Regn provision could be made for a prosecution for breach of any rule

68 Nil
30/7/14

Nil
30/7/14

Mysore Branch)

Subd to 1st meeting

The proposed rules under S. 6 may be accepted

An income limit has

NOTE—Contn sheet.

GPB—60 000—7 11-13

General and Revenue Secretariat.

Mar File No. 489 of 1913. M

Serial No.

been adopted for the operation of the rules under S. 13. The limit will include all the minor or Sanskrit learning institutions for which the Bd. of Dharmadarsi rules are applicable

Appd Hy

The above note of the Legislative department would appear to make a ~~decision~~ presentation before a magistrate and the question. If approved the proviso in the draft rule be removed.

What is the general law on this q^n? Some standard book e.g. Interpretation of Statutes — under head 'Recovery of Statutory penalties' should be consulted.

On receipt of the file, the approved rules will again be typed and circulated as a Cabinet case

L.
1.8

Hy 3/8

3/8/14
VII

To Br. III.

Please see the marginal remarks of the 2nd member. The opinion of the Branch on the point raised may kindly be noted. References books on the subject may also be sent

L.
3.8.14

3-8-14
A-25 Mar

NOTE—Contn. sheet.

GPL—60,000—7.11.13

Jm: 323-13

1-12.

General and Revenue Secretariat. | Mor File No. 489 of 191 8. Mr

Serial No.

Subd. Maxwell's Interpretation of Statutes, Ghose's Interpretation of Indian Statutes and Beal's Cardinal Rules of Legal interpretation are herewith put up. The point raised by the 1st member does not seem to have been touched upon in any of them.

(48)
4/8/14 WL

On a consideration of the whole Regulation, it appears to me that under 513, the officer who has to decide whether there is any infraction of the Rules is the Magistrate officer no jurisdiction is conferred on any Magistrate by the Regulation. When the Regulation does not confer any jurisdiction, as aforesaid, the Rules will be ultra vires if the infraction of the rules is made triable by the Magistrate.

As regards the recovery of the penalty that may be imposed on enquiry, the Regulation seems to be defective inasmuch as no specific method is suggested In the absence of a specific provision in the Regulation, the penalty cannot be recovered as an arrear of land reven

NOTE—Contn. sheet.

GPB—10,000—7 11 1

General and Revenue Secretariat.

File No. 489 of 1913

Serial No.

It is very clear from the fact that the most of the Regulations framed by the Government, such specific provisions are to be found

Under S 25 of the General clauses Act a provision is made for the recovery of fines imposed under an enactment in which there is no express provision to the contrary It is a point for consideration whether this provision is applicable to the present case.

~~Even~~ If it be held that S 25 of the General clauses Act has no application, then an action of debt may be brought to recover the penalty imposed by the Statute (vide Wolverhampton New W W Co V Hawkesford (1859) 29 LJ MC 242, 246, referred to at p 230 of Craies on Statute Law)

SS.

10/8/14

To the Muzrai Branch

SS

10/8

Subd to the manner.

S. 193 of L.R. Code appears also to contemplate that the Regulation or the Law under which the penalty is levied should declare that it is recoverable as an arrear of land Revenue

An amendment may [illegible]

NOTE—Contn. sheet.

GPB—60,000—7 14 1

General and Revenue Secretariat.

File No. 489 of 1913.

Serial No.

Regulation appears to be called for if it is desired to give a jurisdiction after magistrate in the matter or to provide for the penalty as an arrear of land Revenue

The last sentence of para 4 of the rules under S. 13 may have thought the omitted, as there seems to be no reason why S 25 of the Genl Clauses act should not apply

Sec

I have made the Corrections necessary in the rules in f/m

17/8/14

Dewan Dept

A clean draft of the rules now proposed to be taken up for consideration is put up. The file has to be circulated to the other members of Council and then Dewan and taken up for consideration as Council matter

Sec

7, 8 14.

Secy)

May the Rules approved by the First Member be circulated for Consideration at a Council Meeting?

Dewan) Dewan & Secy 8/9/14

1188/30 8.14

NOTE—Contn. sheet

GPB—60,000—7 11 1

C.S. with file 21/9 17-10-14

No. C. 1765

22 10 1914

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT.

Draft Rules under the Mysore Muzrai Regulation VI of 1913.

CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order,
D. M. Narasinga Rao.
Offg. *Secretary to Government.*

22nd October
..... *1914* .

Extraordinary Member of Council. Seen by the Extraordinary Members

First Member of Council. Opinion recorded by First Member of Council.

Second Member of Council. Seen by the Second Member
Opinion recorded

GPB—1,000—8-2 14

Extract from the Proceedings of the 339th Meeting
of the Council of His Highness the Maharaja,
held at Bangalore on the 25th November 191 4.

5. SUBJECT. - (Clause ii of the Schedule).

Draft rules under the Mysore Land Revenue Regulation, VI of 1913.

The draft rules may be passed.

Sd. M. VISVESVARAYA,
Dewan of Mysore.

"Extract"
D. M. Narasimha Rao 26/11
Offg. Secretary to Government.

General and Revenue Secretariat.

File No. 489 of 1913.

Serial No.	
2917 27-11-14	A draft Submission No 6 is put up. Dewan Dewan Angelao 27/11

NOTE—Contn. sheet.

GPB—60,000—7 11 13

Submitted to His Highness.

The Mysore Muzrai Regulation came into force from the 1st January 1914 and draft rules are now prepared under Sections 13, 15 and 35 of the Regulation dealing respectively with the following matters:-

(1) Maintenance of accounts, &c., by persons in charge of religious or charitable institutions.

(2) Conduct of business among Dharmadarsis appointed to manage the affairs of such institutions.

(3) Appointment of pujaris or other officers in the institutions by the devotees thereof.

2. The Council are of opinion that the proposed rules may be passed. The rules may be graciously approved.

M. Visvesvaraya
20th July 14

Record of Cases submitted for the Orders of His Highness the Maharajà

Subject.

Draft rules under the Mysore Muzrai Regulation VI of 1913.

486

Order.

KRW
30/11/14

8/12/14

Secretary

1.12.14

Dept 9/12

neral and Revenue
Secretariat.

File No. 4-89 of 1913.

Serial No.

Draft Notification publishing the Rules for general information is subd. Gazette. 1000 Copies of the same may be ordered to be printed, & 500 Copies ~~grants~~ both in English & Kannada sent to this office, the Remr being sent to the Book Depot for sale.

4.12.14

1st Member

Draft appd by Secy

Draft appd by 2nd 3rd Member 8.12.14

Secy 11.12.14

20, The compiler Mysore Gazette, vide 1296 dt 14-12-14, a Notification for publication Rules framed in Exercise of the powers conferred on this Govt by Section 13, 15, & 35 of the Mines Regulation No VI of 1913. Requests publication of the Same in part IV of 3 successive issues of the Gazette, & that 500 copies out of the 1000 printed & Reprints may be sent to this office, the Remg 500 Copies being sent to the Controller, Printing & Stationery for sale.

B

NOTE—Contn. sheet

GPB—55,000—27-1-15

File No. 489 13
Serial No. 1

Diary No. of letter replied to

General and Revenue Secretariat
( )
the *191* .

Date of issue 14. 12. 1914

Signed by M. G. Seshaiyangar.

No. 1296

~~To~~ Notification

The Government of His Highness the Maharaja of Mysore are pleased to publish for general information the following rules framed in exercise of the powers conferred upon them by sections 13, 15 & 35 of the Income-

over.

SUBJECT.

Regulation No. VI of 1913

V Byorder

Sd

4.12.14

for Asst Secy to Govt

8/12/14

To the Compiler, Mysore Gazette

for publication in Part III of

three successive issues of the

Gazette, and with the request

that 1000 Copies of the Notification

both in English & Kannada may

be printed, & 500 Copies of each

sent to this Office, the remaining

500 Copies being sent to the

Curator, Govt Book Depot

for sale.

RL

4.12.14.

List of enclosur

Copied by

Examined by

GPB—25,000—4 3 13

Rules under the Muzrai Regulation VI of 1913.

UNDER SECTION 13.

The following accounts of income and expenditure shall regularly be kept by all persons in charge of religious or charitable institutions with an annual income of and above Rs. 100 :—

(*a*) Cash book of daily transactions, Form No. I.

(*b*) Monthly statement of income and expenditure under the various heads, Form No. II.

(*c*) Stock register of movable properties belonging to the Institution, Form No. III.

(*d*) Register of immovable properties of the Institution, Form No. IV.

(*e*) Jamakarch account of articles of provision, etc., Form No. V.

2. An extract from the monthly statement (Form No. II) shall be submitted to the Deputy Commissioner through the Amildar of the Taluk within a week after the close of the month. The Dharmadarsis or other body of persons in charge of the Institution should meet once every half-year, within fifteen days after the half-year closes, *i.e.*, before 15th January and 15th July and audit the accounts of the Institution, and also adopt a brief report on the conduct of the Institution with a statement of income and expenditure under the various heads which should be submitted to the Muzrai Officer within the fortnight following.

3. All Revenue Officers of Government of and above the grade of Amildars shall be entitled to inspect the Institution, and enquire into its administration. Every facility should be furnished by the persons in charge to these Officers in the conduct of their inspection and in the scrutiny of the accounts and registers maintained.

4. In case of default or irregularity in the maintenance of accounts and registers under para 1 or in the due submission of the monthly return and half-yearly report under para 2, or failure to render all necessary facilities for the conduct of inspection and verification under para 3, a summary enquiry will be held by the Muzrai Officer who may inflict a penalty not exceeding twenty-five rupees for each infraction.

FORM No I.

Daily transactions relating to . . for the month of . . 191

Income				Expenditure				
Date	Item	Amount	Remarks	Date	Voucher No	Item	Amount	Remarks
		Rs a p					Rs a p	
	Brought forward							
	Total for the month							
	Balance carried over to next month					Total for the month		

FORM No II

Statement showing the Income and Expenditure in .. . . at the .. . .Village .. ..
Taluk... . . . .District for the year... .. ..

Period	Income					Expenditure								Remarks
	Opening balance	From lands	Cash	Miscellaneous	Total including opening balance	Establishment	Feeding	Repairs	Nityakatle	Hechukatle	Miscellaneous	Total	Closing balance	
January														
February .														
March														
April														
May														
June														
July														
August														
September .														
October														
November .														
December														
Total														

N B —The main headings will be subject to alteration according to the nature of the charities.

FORM No III.

Stock Register pertaining to.....at.....in the.....Taluk..... ..District.

Serial No	Name of the property	Weight	Value			How obtained				Remarks as to periodical inspection, etc.
						By presentations		By urchase		
						Name of the donor	When presented	When purchased	Authority for purchasing	
			Rs	a.	p.					

FORM No IV.

Register showing the details of the immovable properties belonging to.. .. ..

Serial No.	Taluk	Village	Nature of property	Dry, wet or garden (if land) Tiled, terraced or thatched (if house)	Assessment or mohatarfa			Value			In whose possession	Net gutta or rent	Remarks
					Rs	a	p.	Rs	a	p			

.....ಡಿಸ್ಟ್ರಿಕ್ಟ್.....ತಾಲ್ಲೂಕು .. ..

ಗ್ರಾಮದಲ್ಲಿರುವ ದ ಜನಸಿ ಜಮಾ ಖರ್ಚು ಬುಕ್ಕು.

ತಾ||..... .....ಅಕ್ಕಿ ಸೇರು. ಕ್ರಯ

ಶಿಲ್ಕು

ಜಮಾ

ಖರ್ಚು (ಅಡಿಗೆಗೆ)

ಬಾಕಿ

ತಾ||..... ... .ಜಮಾ

ಖರ್ಚು (ಪ್ರಯಾಣೀಕರಿಗೆ)

ಬಾಕಿ

etc. etc. etc.

ಷರಾ.—ಇತರೆ ರೀತಿ ಪ್ರತಿವೊಂದು ಜನಸಿಗೂ ಬೇರೆ ಬೇರೆ ಪಾನಿನಲ್ಲಿ ಲಖ್ಖ ವಿರಬೇಕು.

A.

Under Section 15.

I In the case of religious and charitable major institutions borne on a list to be prepared by Government, the appointment of Dharmadarsis will be made by Government on the recommendation of the Deputy Commissioner in the appended form.

The list will contain all religious institutions with an annual income of and above Rs 1,000 all Amrithams maintained by Government funds and any other institutions the direct management of which Government may desire to reserve

Serial No	Name	Caste	Age	Occupation or position	Remarks as to local influence, interest, etc.
1	2	3	4	5	6

II The number of Dharmadarsis shall not be less than five or more than nine and any one of them shall be appointed as convenor of meetings. The person thus appointed shall convene the meetings and correspond with the Government Officers and others in the name of the body.

III The Dharmadarsis will advise and co-operate with the local Muzrai Officers in matters relating to the internal management of the institutions for which they are appointed.

IV. The Dharmadarsis of each institution or group of institutions shall meet at least once in a month and oftener, if necessary, to discuss the affairs of the institutions under their supervision. Such meetings should be held in the premises of the institution and one half the total number of Dharmadarsis will form the quorum. The convenor shall preside at the meeting, and in his absence one of the Dharmadarsis elected for the occasion shall preside and sign the proceedings. The decision of the majority shall be considered to be the resolution adopted by the body. The President shall have a casting vote, if the opinion of the members should be equally divided. The Amildar of the Taluk may, whenever he considers necessary, attend such meetings.

V. The Muzrai Superintendent may also convene meetings of Dharmadarsis for purposes of discussion and consideration of matters relating to the institutions visited by him. The proceedings of such meetings shall also form part of the Dharmadarsis' record.

VI. The proceedings of the meetings of the Dharmadarsis shall be recorded in a book to be kept for the purpose; and copies of the proceedings shall at once be forwarded to the Amildar under the signature of the convenor or other Dharmadarsi presiding at such meeting.

VII. The Amildar will immediately on receipt forward a copy of the proceedings to the Sub-Divisional Officer or the Deputy Commissioner and the Muzrai Superintendent with such observations thereon as he disires to make.

VIII. The monthly accounts of receipts and expenditure in the institution shall, before submission to the Amildar by the Parpattegar or other official of the institution, be scrutinised and checked at a meeting of the Dharmadarsis; and the result of the scrutiny shall be recorded in the proceedings book and an extract thereof shall be appended to the accounts submitted to the Amildar. For purposes of the examination of the monthly accounts, the Dharmadarsis shall be given free access to all registers and records maintained in the institution.

IX. In all matters of routine relating to the internal management of the institution, the resolutions adopted at the meetings of the Dharmadarsis shall be given effect to, if approved by the Amildar. But where the Amildar disagrees, he shall forward with due despatch a copy of the proceedings to higher authority for orders, with a brief statement of his reasons for disagreeing with the resolutions of the Dharmadarsis. Pending further orders in the matter, the Amildar may defer execution of the resolutions of the Dharmadarsis, and in urgent cases take such action as may be immediately necessary.

X. The supervision of the daily routine affairs of the institution may be undertaken by individual Dharmadarsis in rotation or otherwise as may be resolved upon by them in a regular meeting.

XI. It will be the duty of the Dharmadarsis to see that daily and periodical ceremonies are performed at the regulated time and in the prescribed manner and that the amounts assigned therefor are properly utilised.

XII. Subject to the general or special orders of the Deputy Commissioner, the Taluk Amildar may, at his discretion, delegate to the Dharmadarsis either individually or as a body, any of the following acts or duties:—

(i) The periodical inspection of the jewels and other valuable properties belonging to the institutions in the presence of the servant or other person entrusted with the custody thereof. The result of the inspection should at once be reported to the Amildar;

(ii) the opening of the Golaka box in the presence of the chief servants of the temple and remitting the realisations without delay to the Taluk Treasury;

(iii) the conduct or supervision of any Santarpane, Utsava or other celebration on any special occasion;

(iv) the supervision of petty repairs; and

(v) grant of casual leave (not exceeding three days) to servants.

XIII. The Dharmadarsis shall not dispose of any properties belonging to the institution in any manner whatsoever except on the previous written order of the Amildar or higher Muzrai Officer competent to deal with the same.

XIV. The Dharmadarsis shall not be competent to punish any servant of the institution but may report to the Amildar any irregularity or misconduct on the part of any servants of the institution; and the Amildar thereupon shall proceed to take such action in the matter as may be called for.

XV. Every Dharmadarsi shall hold his office for a period of five years from the date of his appointment, unless removed within such period for reasons hereinafter mentioned.

XVI. Any Dharmadarsi failing to attend more than three consecutive meetings of the Dharmadarsis or being absent from the station for more than three months together will be liable to be removed from the office.

XVII. The Deputy Commissioner may, for any sufficient reason, recommend to the Government the removal of any Dharmadarsi from his office.

XVIII. Whenever a Dharmadarsi vacates his office or is removed from office before the expiry of the term of five years, the vacancy may be filled up by the appointment of another person, such person holding the office only for the unexpired portion of the aforesaid term.

XIX. All appointments and removals of Dharmadarsis shall be duly notified in the *Mysore Gazette.*

XX. The foregoing rules shall apply *mutatis mutandis* to Naxarin-e-owkoffs appointed for Mahomedan Muzrai Institutions.

B.

UNDER SECTION 15.

I. In the case of minor religious and charitable institutions the power of appointing Dharmadarsis for control and supervision is delegated to the Deputy Commissioner.

II. The number of Dharmadarsis shall not be less than three or more than five for each institution or group of institutions.

III. Except in matters which may hereinafter be excepted and subject to the general or special direction of the Deputy Commissioner, the Dharmadarsis so appointed shall exercise full powers of management in the affairs of institutions placed in their charge. They shall, however, be subject to the provisions of Section 13 of the Regulation and the rules framed thereunder.

IV. In the following cases, powers of disposal will rest as heretofore in the Amildars or other Muzrai Officers —

(*a*) Conversion or disposal of any of the properties movable or immovable, belonging to the institution.

(*b*) Investment of any institution funds.

(*c*) Incurring of any expenditure outside the scale fixed for the institution or appropriating funds provided for one purpose to another.

(*d*) Variation from mamul, in the matter of observances of honors granted to individuals.

(*e*) Appointment, punishment, suspension, or dismissal of Vahivatdar, Parpattegar Shanbhog, Archak and similar offices of honor or in cases where a hereditary right is alleged.

V. The Dharmadarsis shall meet at least once in a month or oftener, if necessary, and shall keep a record of their proceedings. A copy of such proceedings and an extract from the monthly accounts should be submitted to the Amildar.

VI. It shall be considered to be the duty of the Dharmadarsis to see that daily and periodical ceremonies are performed at the regulated time and in the prescribed manner and that the amounts assigned therefor are properly utilised, that the buildings and other appurtenances of the institution are kept in good repair and in sanitary condition, and that every opportunity is taken advantage of to make the institution as useful as possible to the public.

VII. Every Dharmadarsi shall hold his office for a period of five years from the date of his appointment unless removed within such period for reasons hereinafter mentioned.

VIII. Any Dharmadarsi failing to attend more than three consecutive meetings of the Dharmadarsis or being absent from the station for more than three months together will be liable to be removed from office.

IX. The Deputy Commissioner may, for any sufficient reason which shall be recorded and communicated to the party concerned, remove any Dharmadarsi from his office. An appeal against such an order will lie to Government in the Muzrai Department.

X. Whenever a Dharmadarsi vacates his office or is removed from office before the expiry of the term of five years, the vacancy may be filled up by the appointment of another person, such person holding the office only for the unexpired portion of the aforesaid term.

XI. All appointments and removals of Dharmadarsis will be duly notified by the Deputy Commissioner in Part II of the *Mysore Gazette.*

UNDER SECTION 35.

In the case of institutions not under the direct management of the Muzrai Department, the following procedure shall be followed in the election of a pujari or other officer :—

I. When a vacancy in any of the important offices of a temple or other places of worship exists and action under this section is called for, the Amildar will proceed to define the area which may be considered to be the vicinity of the institution. This shall consist usually of a village or villages or other administrative units.

II. A register should then be prepared of all persons who are devotees of the institution and who by their position and respectability are entitled to vote at such elections. These shall ordinarily consist of—

(*a*) All owners of lands who in their own right pay a kandayam of Rs. 10 and above.

(*b*) Inamdars of lands assessed at Rs. 10 and above.

(*c*) Owners of house property of the estimated value of Rs. 250 and above.

(*d*) Occupiers of houses of the annual rental value of Rs. 30 and above.

(*e*) Persons in Government employment receiving a salary of Rs. 10 per month and above.

(*f*) Pensioners of Government drawing a pension of Rs. 7 and above per month.

(*g*) Possessors of private income amounting to Rs. 100 and above per annum.

(*h*) Pandits, Maulvis and other persons of learning and respectability who have been residing in the locality for more than one year.

III. When the compilation of the register is completed, it shall be placed in the Taluk Office and available for inspection by the devotees interested in the election. The Amildar will receive and dispose of any claim preferred by persons for inclusion in the body of electors.

IV. A day shall be fixed not earlier than 15 days after the compilation of the register for the holding of the election, and the time and place of such election should be notified both at the Taluk headquarters and at the village where the institution is situated. The election shall be ordinarily held at the institution itself.

V. The Amildar or the Shekdar will attend at the election and the vote will be recorded either by ballot or otherwise as may be decided upon by the presiding officer as most suitable in the circumstances of the case.

VI. The result of the election shall be notified to the persons assembled by the presiding officer and any objection raised will be attended to by him and disposed of.

VII. An appeal will lie to the Deputy Commissioner from the decisions of the presiding officer and the Deputy Commissioner's order will be final.

By Order,
D. M. NARASINGA RAO,
Officiating Secretary to Government,
General and Revenue Departments.